

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6559

BILL NUMBER: SB 128

NOTE PREPARED: Feb 1, 2006

BILL AMENDED: Jan 30, 2006

SUBJECT: Casting Provisional Ballot by Challenged Voter.

FIRST AUTHOR: Sen. Lawson C

FIRST SPONSOR: Rep. Richardson

BILL STATUS: As Passed Senate

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: *Standards For Challenging Voters-* The bill establishes additional standards for the challenging of voters by specifying that, except for party affiliation challenges in a primary election, a person may not challenge the right of an individual to vote at an election solely on the basis of the individual's: (1) actual or perceived affiliation with a political party; or (2) support or opposition to a candidate or the adoption of a public question.

Challenged Voters- The bill provides that a voter who is challenged as ineligible to vote in the precinct must be provided with a provisional ballot.

Miscellaneous Provisions- The bill relocates current law prohibiting challenges based solely on a person's status as a student or registration at an address in college-provided housing to the new chapter concerning challenge standards. The bill repeals a superseded provision relating to voting by a challenged voter. The bill makes conforming amendments.

Effective Date: Upon passage.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: *Challenged Voters-* Precinct election boards should require minimal additional administrative time to document and issue a provisional ballot to a challenged voter under the

requirements of the bill.

Background Information: Two counties were identified to have issued provisional ballots as a result of challenge during the November 2004 general election. Seven of the ballots were issued in Vigo County. One provisional ballot was issued in Noble County.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Circuit court clerks; County election boards; Precinct election boards.

Information Sources: Linda Phillips, Indiana Association of Circuit Court Clerks.

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